

Remarks

The foregoing amendments to the specification effect a replacement of the entire section of the "Background of the Invention." This is because, for reasons unknown to counsel, when the application for the first continuing application no. 10/429,464 was prepared, the entire Background appearing in the original application, no. 10/130,190, was replaced by subject matter relating to an entirely different invention. The Background supplied by this Preliminary Amendment is identical to the corresponding part of the original application no. 10/130,090 but for a correction of the phrase "at least one on them" in the original application no. 10/130,090 to "at least one of them" in the third sentence of the last paragraph. The replacement of the Background by this Preliminary Amendment relates solely to prior art and does not involve impermissible new matter. Other amendments to the specification, including the abstract, are made to correct minor errors for reasons which are believed to be self-evident.

The claims are amended to correct errors and, in the case of

claim 6, are made in part because of the disclosure of the newly-cited patent D246,149, Reference AA". Reference AA" is not an anticipation of claim 6 and likely represents the exterior of an appliance that would be constructed with a single heating element similar to the appliance shown in patent 4,011,431, Reference AD.

The recitation relating to the external appearance in amended claim 6 is supported by FIGS. 1, 2, 4, 5 and 11 of the drawings and by the specification at page 4, lines 9 to 12.

The recitation in claims 7, 10 and 13 relating to the pair of projections and the recitation in claims 8, 11, 14 and 15 relative to the natural tendency of the heating units to pivot toward one another is supported by FIG. 11 of the drawings and by the specification in the paragraph beginning at page 5, line 1, and in the paragraph beginning at page 11, line 12.

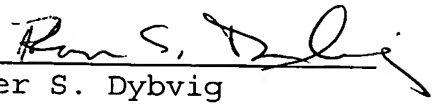
Support for the recitation relating to the substantial symmetry about a horizontal plane passing between the two heating units in claim 9 is evident in FIGS. 1, 2, 4 and 5 of the drawings and can be found in the specification at page 4, lines 12 to 15, and at page 12, lines 3 to 15.

Finally, the recitation in claim 12 relative to the sets of three feet and their respective locations is supported by FIGS. 1, 2 and 5 of the drawings, the specification at page 8, lines 8

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through 16, and page 12, lines 15 to 22.

Respectfully submitted,


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